



PATENT
ATTORNEY DOCKET NO.: 049400-5027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Osamu KATO et al.

Application No.: 10/776,637

Filed: February 12, 2004

For: HOLLOW TUBE BODY FOR MEDICAL
TOOL AND A CATHETER INTO
WHICH THE HOLLOW TUBE BODY IS
INCORPORATED

) Confirmation No.: 1776

) Group Art Unit: 3767

) Examiner: Deanna K. Hall

) **Mail Stop AF**

Commissioner for Patents
U.S. Patent and Trademark Office
Mail Stop AF
Alexandria, VA 22314

AMENDMENT UNDER 37 C.F.R. §§ 41.33(a) and 1.116 TRANSMITTAL FORM

1. Transmitted herewith is an Amendment under 37 C.F.R. §§ 41.33(a) and 1.116.
2. Additional papers enclosed:

- Drawings: Formal Informal (Correction)
- Information Disclosure Statement
- Form PTO-1449, _____ references included
- Citations
- Declaration of Biological Deposit
- Others

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months <u>Requested</u>	Fee for <u>Extension</u>	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 130.00	\$ 65.00
<input type="checkbox"/> two months	\$ 490.00	\$ 245.00
<input type="checkbox"/> three months	\$ 1,110.00	\$ 555.00
<input type="checkbox"/> four months	\$ 1,730.00	\$ 865.00
<input type="checkbox"/> five months	\$ 2,350.00	\$1,175.00

An extension for ____ month(s) has already been secured and the fee paid therefore of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension of time fee due with this request: **\$ 0.00**.

An extension for ____ months has already been secured and the fee paid therefore of \$____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	2	minus	20	0	x \$52 each=	+ \$
Independent Claims (37 C.F.R. §1.16(b))	1	minus	3	0	x \$220 each=	+ \$
[] First presentation of Multiple dependent claim(s)					\$390.00	+ \$
SUB-TOTAL =						\$
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ 0.00

6. Fee Payment

No fee is to be paid at this time.

The Commissioner is hereby authorized to charge \$ for the -month extension of time fee due to Deposit Account No. 50-0310.

The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 
 Mary Jane Boswell
 Reg. No. 33,652

Dated: April 29, 2009**CUSTOMER NO. 09629**

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